

REMARKS

The enclosed is responsive to the Examiner's Office Action mailed on April 19, 2006. At the time the Examiner mailed the Office Action claims 1-33 were pending. As such, claims 1-33 are now pending. The Applicants respectfully request reconsideration of the present application and the allowance of all claims now presented.

Specification

In the Office Action, the disclosure was objected to because the serial number and filing date of a cited application was missing. Applicants have amended the specification to include the serial number and filing date.

Claim Rejections – 35 USC §102(e)

Claims 1-33 are rejected under 35 U.S.C. 102(e) as being anticipated by Finke-Anlauff U.S. Patent No. 6,850,226 B2 (hereinafter "Finke").

Applicant respectfully disagrees with the interpretation of Finke set forth in the Office Action. In particular, Finke does not disclose "a numeric keypad moveably coupled to the body, the numeric keypad moveable from a first keypad position to a second keypad position in relation to the body . . . ; and a display moveably coupled to the numeric keypad, the display moveable from a first display position to a second display position in relation to the numeric keypad, wherein the numeric keypad is not exposed when the display is in the first

position and wherein the numeric keypad is exposed when the display is in the second position.”

First, with respect to “a numeric keypad moveably coupled to the body, the numeric keypad moveable from a first keypad position to a second keypad position in relation to the body” the Office Action references Finke Fig. 3-7 and col. 2 line 36 to col. 4 line 25. These portions of Finke do not describe a numeric keypad moveably coupled to the device body. It is apparent from Finke Fig. 3-7 that the numeric keypad 7 is fixed in relation to the body of the device. Finke col. 3 lines 42-59 state in part

Each side of the recessed portion of the top of the body is constructed with button decks 4 and 5 on which can be mounted buttons or keypads suitable for the basic function of the communication device and its associated accessories One of the side decks of the body is constructed with a telephone keypad 7 for use with the mobile telephone function.

Thus, Finke does not describe a moveable numeric keypad.

In addition, Finke does not teach “a display moveably coupled to the numeric keypad.” Finke Fig. 7 clearly shows a display moveably coupled to a device body and not coupled to a numeric keypad. Finke col. 2 lines 52-55 disclose that “[t]he top of the body 1 has a recessed central portion 3 in which a display screen panel 2 is mounted for sliding and pivotal motion.” Accordingly, Finke does not teach a display moveably coupled to a numeric keypad as claimed by Applicant.

Further, Finke does not disclose that “the numeric keypad is not exposed when the display is in the first position and wherein the numeric keypad is

exposed when the display is in the second position.” Finke merely discloses a QWERTY keyboard that may be covered by the display as described at col. 2 lines 54-60:

The bottom surface of the recess provides a recessed deck on which is mounted a text keyboard 12, such as the QWERTY keyboard shown in Fig. 3. The screen panel 2 slides over the keyboard 12 in a direction substantially transverse to the longitudinal axis 14 of the body.

By contrast, Figures 3-7 of Finke all indicate that the numeric keypad 7 is always exposed, regardless of whether the display is in a first, second, or any other position.

Claims 2-16 depend from Claim 1 and include additional features. Accordingly, Applicant respectfully submits that Claims 2-16 are allowable over the cited art for all the reasons stated above with respect to claim 1.

Claim 17 contains many elements which are similar to those discussed above with respect to Claim 1. Claim 17 is shown below with the relevant elements underlined:

A data processing apparatus comprising:

a body having a memory for storing program code and data, and a processor for processing the program code and data, and a plurality of control elements for entering data and performing control operations;

a numeric keypad moveable from a first keypad position to a second keypad position in relation to the body, wherein certain of the plurality of control elements are exposed when the numeric keypad is in the second position and covered when the numeric keypad is in the first position; and

a display moveable from a first display position to a second display position in relation to the numeric keypad, wherein the numeric keypad is not exposed when the display is in the first position and wherein the numeric keypad is exposed when the display is in the second position.

Thus, Applicant respectfully submits that claim 17 is allowable over the cited reference for at least the reasons stated above with respect to the elements argued in claim 1.

Claims 18-32 depend from Claim 17 and include additional features. Accordingly, Applicant respectfully submits that Claims 18-32 are allowable over the cited art for all the reasons stated above with respect to claim 17.

Claim 33 contains many elements which are similar to the elements discussed above with respect to Claim 1. Claim 33 is reproduced below with the relevant elements underlined:

An apparatus comprising:

data processing device means having a memory for storing program code and data, and a processor for processing the program code and data, and a plurality of control elements for entering data and performing control operations;

numeric data entry means moveable from a first keypad position to a second keypad position in relation to the data processing device means, wherein certain of the plurality of control elements are exposed when the numeric data entry means is in the second position and covered when the numeric data entry means is in the first position; and

display means moveable from a first display position to a second display position in relation to the numeric data entry means, wherein the numeric data entry means is not exposed when the display is in the first position and wherein the numeric data entry means is exposed when the display is in the second position.

Thus, Applicant respectfully submits that claim 33 is allowable over the cited reference for at least the reasons stated above with respect to the elements argued in claim 1.


CONCLUSION

Applicant respectfully submits that all rejections have been overcome and that all pending claims are in condition for allowance.

If there are any additional charges, please charge them to our Deposit Account Number 02-2666. If a telephone conference would facilitate the prosecution of this application, the Examiner is invited to contact Thomas C. Webster at (408) 720-8300.

Respectfully Submitted,
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